

## DEPARTMENT OF THE TREASURY INTERNAL REVENUE SERVICE Washington, D.C. 20224

COMMISSIONER SMALL BUSINESS/SELF-EMPLOYED DIVISION

July 28, 2008

Judge Robert D. Drain U.S. Bankruptcy Court One Bowling Green New York, New York 10004

RE: Moe Green Entertainment, LLC

Chapter 11

Docket # 08-10978-RDD

Dear Judge Drain:

We are hereby withdrawing our Pre-Petition Proof of Claim dated 04/30/2008 and filed in the court on 05/01/2008 in the amount of \$750.00.

If you have any questions, please contact Mrs. Karen Burke at 212-436-1318. Thank you for your cooperation.

Sincerely yours,

Marie Cerchero Insolvency Manager

Marie Cercheron

Cc: Kenneth A. Rosen

B10	(Official	Form	10)	12/07)

COPY

UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK	PROOF OF CLAIM	
Name of Debtor:  MOE GREENE ENTERTAINMENT LLC	Case Number:	
NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of	08-10978-RDD the case. A request for payment of an	
administrative expense may be filed pursuant to 11 U.S.C. § 503.  Name of Creditor (The person or other entity to whom the debtor owes money or property):  Department of the Treasury - Internal Revenue Service	☐ Check this box to indicate that this	
Name and address where notices should be sent:	claim amends a previously filed claim.	
Internal Revenue Service PO Box 21126 Philadelphia, PA 19114	Court Claim Number: (If known)	
Telephone number: 1-800-913-9358 Creditor #:	Filed on:	
Name and address where payment should be sent (if different from above):  Internal Revenue Service INTERNAL REVENUE SERVICE 290 BROADWAY, 5TH FL NEW YORK, NY 10007  Telephone number: (212) 436-1318	Check this box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.  Check this box if you are the debtor or trustee in this case.	
1. Amount of Claim as of Date Case Filed: \$ 750.00	5. Amount of Claim Entitled to	
If all or part of your claim is secured, complete item 4 below; however, if all of your claim is unsecured, do not complete item 4.  If all or part of your claim is entitled to priority, complete item 5.	Priority under 11 U.S.C. §507(a). If any portion of your claim falls in one of the following categories, check the box and state the amount.	
	Specify the priority of the claim.	
☐ Check this box if claim includes interest or other charges in addition to the principal amount of claim. Attach itemized statement of interest or charges.		
2. Basis for Claim: Taxes	Domestic support obligations under 11 U.S.C. §507(a)(1)(A) or (a)(1)(B).	
(See instruction #2 on reverse side.)  3. Last four digits of any number by which creditor identifies debtor: see attachment  3a. Debtor may have scheduled account as: (see instruction #3a on reverse side.)	☐ Wages, salaries, or commissions (up to \$10,950*) earned within 180 days before filing of bankruptcy petition or cessation of the debtor's	
<ol> <li>Secured Claim (See instruction #4 on reverse side.)</li> <li>Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested information.</li> </ol>	business, whichever is earlier - 11 U.S.C. §507(a)(4).	
Nature of property or right of setoff: Real Estate Motor Vehicle Other Describe:	plan - 11 U.S.C. §507(a)(5).	
Value of Property:\$ Annual Interest Rate%  Amount of arrearage and other charges as of time case filed included in secured claim,	Up to \$2,425* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. §507 (a)(7).	
if any: \$ Basis for perfection:  Amount of Secured Claims: \$ Amount Unsecured: \$	☐ Taxes or penalties owed to governmental units - 11 U.S.C. §507 (a)(8).	
6. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim.	Other - Specify applicable paragraph of 11 U.S.C. §507 (a)().  Amount entitled to priority:	
7. Documents: Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements or running accounts, contracts, judgments, mortgages, and security agreements. You may also attach a summary. Attach redacted copies of documents providing eveidnce of perfection of a security interest. You may also attach a summary. (See definition of "redacted" on reverse side.)		
DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.	\$ 750.00  *Amounts are subject to adjustment on 4/1/10 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.	
If the documents are not available, please explain:		
Date: 04/30/2008 Signature: The person filing this claim must sign it. Sign and print name and title, if any, of the crother person authorized to file this claim and state address and telephone number if different from the address above. Attach copy of power of attorney, if any.		

## **Proof of Claim for Internal Revenue Taxes**



Form 10 Attachment

Department of the Treasury/Internal Revenue Service

In the Matter of:

MOE GREENE ENTERTAINMENT LLC

1601 BROADWAY

10 FL

NEW YORK, NY 10019

Docket Number

08-10978-RDD

Type of Bankruptcy Case

Chapter 11

Date of Petition

03/21/2008

The United States has not identified a right of setoff or counterclaim. However, this determination is based on available data and is not intended to waive any right to setoff against this claim debts owed to this debtor by this or any other federal agency. All rights of setoff are preserved and will be asserted to the extent lawful.

Unsecured Priority Claims under section 507(a)(8) of the Bankruptcy Code								
Taxpayer ID Number	Kind of Tax	Tax Period	Date Tax Assessed	Tax Due	Interest to Petition Date			
56-2509045 56-2509045 56-2509045	PTRSHP PTRSHP PTRSHP	12/31/2005 12/31/2006 12/31/2007	1 UNASSESSED-NO RETURN 1 UNASSESSED-NO RETURN 1 UNASSESSED-NO RETURN	\$250.00 \$250.00 \$250.00 \$750.00	\$0.00 \$0.00 \$0.00			

**Total Amount of Unsecured Priority Claims:** 

\$750.00

<sup>1</sup> UNASSESSED TAX LIABILITIES(S) HAVE BEEN LISTED ON THIS CLAIM BECAUSE OUR RECORDS SHOW NO RETURN(S) FILED. WHEN THE DEBTOR(S) FILES THE RETURN OR PROVIDES OTHER INFORMATION AS REQUIRED BY LAW THE CLAIM WILL BE AMENDED.